

FIRST REGULAR SESSION
[P E R F E C T E D]
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 137
94TH GENERAL ASSEMBLY

Reported from the Committee on Education, March 8, 2007, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

Senate Committee Substitute adopted March 29, 2007.

Taken up March 29, 2007. Read 3rd time and placed upon its final passage; bill passed, as amended.

TERRY L. SPIELER, Secretary.

0437S.03P

AN ACT

To repeal section 169.596, RSMo, and to enact in lieu thereof one new section relating to employment of retirees of the public school retirement system.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 169.596, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 169.596, to read as follows:

169.596. 1. Notwithstanding any other provision of this chapter to the
2 contrary, a retired certificated teacher receiving a retirement benefit from the
3 retirement system established pursuant to sections 169.010 to 169.141 may,
4 without losing his or her retirement benefit, teach **up to** full time for up to two
5 years for a school district covered by such retirement system; provided that the
6 school district has a shortage of teachers, as determined by the school
7 district, and provided that no such retired certificated teacher shall be employed
8 as a superintendent. The total number of such retired certificated teachers shall
9 not exceed, at any one time, the lesser of ten percent of the total teacher staff for
10 that school district, or five certificated teachers.

11 2. Notwithstanding any other provision of this chapter to the contrary, a
12 person receiving a retirement benefit from the retirement system established
13 pursuant to sections 169.600 to 169.715 may, without losing his or her retirement
14 benefit, be employed **up to** full time for up to two years for a school district
15 covered by such retirement system; provided that the school district has a
16 shortage of noncertificated employees, as determined by the school district. The

17 total number of such retired noncertificated employees shall not exceed, at any
18 one time, the lesser of ten percent of the total noncertificated staff for that school
19 district, or five employees.

20 3. The employer's contribution rate shall be paid by the hiring school
21 district.

22 4. In order to hire teachers and noncertificated employees pursuant to the
23 provisions of this section, the school district shall:

24 (1) Show a good faith effort to fill positions with nonretired certificated
25 teachers or nonretired noncertificated employees;

26 (2) Post the vacancy for at least one month;

27 (3) Have not offered early retirement incentives for either of the previous
28 two years;

29 (4) Solicit applications through the local newspaper, other media, or
30 teacher education programs;

31 (5) Determine there is an insufficient number of eligible applicants for the
32 advertised position; and

33 (6) Declare a critical shortage of certificated teachers or noncertificated
34 employees that is active for one year.

35 5. Any person hired pursuant to this section shall be included in the State
36 Directory of New Hires for purposes of income and eligibility verification
37 pursuant to 42 U.S.C. Section 1320b-7.

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